Case 09-27042 Doc 1 Filed 07/26/09 Entered 07/26/09 15:49:12 Desc Main B1 (Official Form 1) (1/08) Document Page 1 of 31

Inited St	otos Ponkruntov C	Paye I 01 3	1		
	ates Bankruptcy C rn District of Illino			Volu	ntary Petition
Name of Debtor (if individual, enter Last, First, Mid Villegas, Jorge	dle):	Name of Joint Debt	or (Spouse) (Last, First,	, Middle):	
All Other Names used by the Debtor in the last 8 year (include married, maiden, and trade names):	urs		sed by the Joint Debtor i naiden, and trade names)		years
Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all): 8189		Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all):			
Street Address of Debtor (No. & Street, City, State & 1529 Azalea Circle	& Zip Code):	Street Address of Jo	oint Debtor (No. & Stree	et, City, State	e & Zip Code):
Romeoville, IL	ZIPCODE <b>60446</b>	7		Z	IPCODE
County of Residence or of the Principal Place of Bus Will	siness:	County of Residence	ee or of the Principal Pla	ce of Busine	ess:
Mailing Address of Debtor (if different from street a	ddress)	Mailing Address of	Joint Debtor (if differen	nt from stree	t address):
	ZIPCODE			Z	IPCODE
Location of Principal Assets of Business Debtor (if o	lifferent from street address a	bove):			
					IPCODE
Type of Debtor (Form of Organization) (Check one box.)  ✓ Individual (includes Joint Debtors)  See Exhibit D on page 2 of this form.  □ Corporation (includes LLC and LLP) □ Partnership □ Other (If debtor is not one of the above entities, check this box and state type of entity below.)  ✓ Full Filing Fee (Check one both of the page of this form the court's consideration is unable to pay fee except in installments. Rule 1	o individuals only). Must tion certifying that the debtor	te as defined in 11  te as defined in 11  te as defined in 11  te Entity applicable.) torganization under States Code (the e).  Check one box: Debtor is a small Debtor is not a st Check if:	the Petitio Chapter 7 Chapter 9 Chapter 11 Chapter 12 Chapter 13	Main is Filed (C   Chapt Recog Main   Chapt Recog Nonm  Nature of D (Check one by consumer 1 U.S.C. red by an by for a per house-  Debtors  med in 11 U. defined in 11 U. defined in 11 U.	box.)  Debts are primarily business debts.  S.C. § 101(51D). I U.S.C. § 101(51D).
3A.  ☐ Filing Fee waiver requested (Applicable to chapte attach signed application for the court's considera		Check all applicabl  ☐ A plan is being f ☐ Acceptances of the	iled with this petition he plan were solicited pr		om one or more classes of
Statistical/Administrative Information  ☐ Debtor estimates that funds will be available for  ☑ Debtor estimates that, after any exempt property distribution to unsecured creditors.		itors.	ordance with 11 U.S.C. §		THIS SPACE IS FOR COURT USE ONLY
Estimated Number of Creditors	*	]	50,001- 100,000	Over 100,000	
Estimated Assets	000,001 to \$10,000,001 \$5 million to \$50 million \$	50,000,001 to \$100,00 to \$500	00,001 \$500,000,001 million to \$1 billion	More than \$1 billion	
Estimated Liabilities	000,001 to \$10,000,001 \$3 million to \$50 million \$	50,000,001 to \$100,00 to \$500	00,001 \$500,000,001 million to \$1 billion	More than \$1 billion	

Where Filed: <b>None</b>	Case Number:	Date Filed:
Location Where Filed:	Case Number:	Date Filed:
Pending Bankruptcy Case Filed by any Spouse, Partner or	Affiliate of this Debtor (If mo	re than one, attach additional sheet)
Name of Debtor: None	Case Number:	Date Filed:
District:	Relationship:	Judge:
Exhibit A  (To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.)  Exhibit A is attached and made a part of this petition.	(To be completed whose debts are properties of the attorney for the petitioner of that I have informed the petition chapter 7, 11, 12, or 13 of tittle explained the relief available unthat I delivered to the debtor of Bankruptcy Code.	if debtor is an individual rimarily consumer debts.) mamed in the foregoing petition, declare her that [he or she] may proceed under le 11, United States Code, and have der each such chapter. I further certify he notice required by § 342(b) of the
	X /s/ Jay Reese Signature of Attorney for Debtor(s)	<b>7/26/09</b> Date
No  Exhi  (To be completed by every individual debtor. If a joint petition is filed, ea	hit D	
Exhibit D completed and signed by the debtor is attached and ma If this is a joint petition:	ach spouse must complete and atta de a part of this petition.	ch a separate Exhibit D.)
Exhibit D completed and signed by the debtor is attached and ma  If this is a joint petition:  Exhibit D also completed and signed by the joint debtor is attached.	ach spouse must complete and atta de a part of this petition. ed a made a part of this petition.	ch a separate Exhibit D.)
Exhibit D completed and signed by the debtor is attached and ma  If this is a joint petition:  Exhibit D also completed and signed by the joint debtor is attached.  Information Regarding	ach spouse must complete and atta de a part of this petition.  ed a made a part of this petition.  ng the Debtor - Venue  oplicable box.) of business, or principal assets in th	
Exhibit D completed and signed by the debtor is attached and material of this is a joint petition:  Exhibit D also completed and signed by the joint debtor is attached.  Information Regarding (Check any approximately properties)  Debtor has been domiciled or has had a residence, principal place of the properties of t	ach spouse must complete and atta de a part of this petition.  ed a made a part of this petition.  ng the Debtor - Venue  oplicable box.)  of business, or principal assets in the 0 days than in any other District.	is District for 180 days immediately
Exhibit D completed and signed by the debtor is attached and material of this is a joint petition:  Exhibit D also completed and signed by the joint debtor is attached.  Information Regardin  (Check any approach of the preceding the date of this petition or for a longer part of such 1800.	ach spouse must complete and atta de a part of this petition.  ed a made a part of this petition.  ng the Debtor - Venue  oplicable box.) of business, or principal assets in the days than in any other District.  partner, or partnership pending in a ace of business or principal assets but is a defendant in an action or principal assets	is District for 180 days immediately this District. in the United States in this District, occeding [in a federal or state court]
Exhibit D completed and signed by the debtor is attached and matter this is a joint petition:  Exhibit D also completed and signed by the joint debtor is attached.  Information Regarding (Check any approached and a residence, principal place of preceding the date of this petition or for a longer part of such 180.  There is a bankruptcy case concerning debtor's affiliate, general place of business or assets in the United States in this District, or the interests of the parties will be served in registrong.  Certification by a Debtor Who Reside	ach spouse must complete and atta de a part of this petition.  ed a made a part of this petition.  ng the Debtor - Venue oplicable box.) of business, or principal assets in the days than in any other District. partner, or partnership pending in a ace of business or principal assets out is a defendant in an action or principal to the relief sought in this Dist es as a Tenant of Residential	is District for 180 days immediately this District. in the United States in this District, occeding [in a federal or state court] rict.
Exhibit D completed and signed by the debtor is attached and matter this is a joint petition:  Exhibit D also completed and signed by the joint debtor is attached.  Information Regarding (Check any approached and a residence, principal place of preceding the date of this petition or for a longer part of such 180.  There is a bankruptcy case concerning debtor's affiliate, general place of business or assets in the United States in this District, or the interests of the parties will be served in registrong.  Certification by a Debtor Who Reside	ach spouse must complete and atta de a part of this petition.  ed a made a part of this petition.  ng the Debtor - Venue oplicable box.) of business, or principal assets in the days than in any other District. partner, or partnership pending in a ace of business or principal assets out is a defendant in an action or principal to the relief sought in this Dist es as a Tenant of Residential I	is District for 180 days immediately this District. in the United States in this District, occeding [in a federal or state court] rict.  Property
Exhibit D completed and signed by the debtor is attached and ma  If this is a joint petition:  Exhibit D also completed and signed by the joint debtor is attached.  Information Regardin (Check any approached and a residence, principal place of preceding the date of this petition or for a longer part of such 180.  There is a bankruptcy case concerning debtor's affiliate, general place of business or assets in the United States in this District, or the interests of the parties will be served in regarding.  Certification by a Debtor Who Reside (Check all apples Landlord has a judgment against the debtor for possession of debtor.)	ach spouse must complete and atta de a part of this petition.  ed a made a part of this petition.  ng the Debtor - Venue oplicable box.) of business, or principal assets in the days than in any other District. partner, or partnership pending in a ace of business or principal assets out is a defendant in an action or principal to the relief sought in this Dist es as a Tenant of Residential I	is District for 180 days immediately this District. in the United States in this District, occeding [in a federal or state court] rict.  Property

Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and
 Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the

Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1)).

Case 09-27042

(This page must be completed and filed in every case)

B1 (Official Form 1) (1/08)

filing of the petition.

**Voluntary Petition** 

Doc 1

Filed 07/26/09

Document

Entered 07/26/09 15:49:12

Page 2 of 31

Name of Debtor(s): Villegas, Jorge

Prior Bankruptcy Case Filed Within Last 8 Years (If more than two, attach additional sheet)

Desc Main

Page 2

#### Filed 07/26/09 Document

Entered 07/26/09 15:49:12 Page 3 of 31

Desc Main

Page 3

(This page must be completed and filed in every case)

Case 09-27042

Name of Debtor(s):

Villegas, Jorge

## **Signatures**

#### Signature(s) of Debtor(s) (Individual/Joint)

Doc 1

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under Chapter 7] I am aware that I may proceed under chapter 7, 11, 12 or 13 of title 11, United State Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.

[If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. §

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

Signature of D	ebtor	Jorge Villegas
(		
Signature of Jo	oint Debtor	
Signature of Jo	oint Debtor	

#### Signature of a Foreign Representative

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.

Date

- ☐ I request relief in accordance with chapter 15 of title 11, United States Code. Certified copies of the documents required by 11 U.S.C. § 1515 are attached.
- ☐ Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

Signature of	Foreign Represen	itative	
rinted Nam	e of Foreign Repr	esentative	

#### Signature of Attorney\*

X /s/ Jay Reese

July 26, 2009

Signature of Attorney for Debtor(s)

Jay Reese 2301873 Law Offices of Jay M. Reese 286 W. Fullerton Ave. Addison, IL 60101-3767

lawofficeofjmreese@sbcglobal.net

#### July 26, 2009

\*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.

#### Signature of Debtor (Corporation/Partnership)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

Signature of A	uthorized Individual	
Printed Name	of Authorized Individual	
Title of Autho	rized Individual	_

#### **Signature of Non-Attorney Petition Preparer**

I declare under penalty of perjury that: 1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; 2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h) and 342(b); 3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social Security Number (If the bankruptcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.)

Address			

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose social security number is provided above.

X

Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. § 110; 18 U.S.C. § 156.

Case 09-27042 Doc 1 B1D (Official Form 1, Exhibit D) (12/08)

Filed 07/26/09

Entered 07/26/09 15:49:12

Desc Main

Page 4 of 31 Document

**United States Bankruptcy Court** Northern District of Illinois

IN RE:		Case No
Villegas, Jorge		Chapter 7
	Debtor(s)	1

EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities. Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed. 1. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency. 2. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed. 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Summarize exigent circumstances here.] If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing. 4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.] Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.); Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.); Active military duty in a military combat zone. 5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district. I certify under penalty of perjury that the information provided above is true and correct.

Signature of Debtor: /s/ Jorge Villegas

Date: July 26, 2009

 $\underset{B6 \text{ Summary } (Form 6-Summary)}{\text{Case 09-27042}} \text{ Doc 1}$ 

Entered 07/26/09 15:49:12 Desc Main Filed 07/26/09 Document Page 5 of 31 United States Bankruptcy Court

## **Northern District of Illinois**

IN RE:		Case No.
Villegas, Jorge		Chapter 7
	Debtor(s)	•

#### **SUMMARY OF SCHEDULES**

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts of all claims from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors also must complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

NAME OF SCHEDULE	ATTACHED (YES/NO)	NUMBER OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	Yes	1	\$ 150,000.00		
B - Personal Property	Yes	3	\$ 12,500.00		
C - Property Claimed as Exempt	Yes	1			
D - Creditors Holding Secured Claims	Yes	1		\$ 153,691.73	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	Yes	1		\$ 0.00	
F - Creditors Holding Unsecured Nonpriority Claims	Yes	2		\$ 80,510.35	
G - Executory Contracts and Unexpired Leases	Yes	1			
H - Codebtors	Yes	1			
I - Current Income of Individual Debtor(s)	Yes	2			\$ 3,097.87
J - Current Expenditures of Individual Debtor(s)	Yes	1			\$ 3,093.35
	TOTAL	14	\$ 162,500.00	\$ 234,202.08	

Case 09-27042 Form 6 - Statistical Summary (12/07)

Doc 1

Filed 07/26/09

Entered 07/26/09 15:49:12 Desc Main

## Document Page 6 of 31

United States	Bankrup	tcy Court
Northern D	District of	Illinois

IN RE:		Case No.
Villegas, Jorge		Chapter 7
	Debtor(s)	- " <b>F</b>

### STATISTICAL SUMMARY OF CERTAIN LIABILITIES AND RELATED DATA (28 U.S.C. § 159)

If you are an individual debtor whose debts are primarily consumer debts, as defined in § 101(8) of the Bankruptcy Code (11 U.S.C. § 101(8)), filing a case under chapter 7, 11 or 13, you must report all information requested below.

Check this box if you are an individual debtor whose debts are NOT primarily consumer debts. You are not required to report any information here.

This information is for statistical purposes only under 28 U.S.C. § 159.

Summarize the following types of liabilities, as reported in the Schedules, and total them.

Type of Liability	Amount
Domestic Support Obligations (from Schedule E)	\$ 0.00
Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E)	\$ 0.00
Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E) (whether disputed or undisputed)	\$ 0.00
Student Loan Obligations (from Schedule F)	\$ 0.00
Domestic Support, Separation Agreement, and Divorce Decree Obligations Not Reported on Schedule E	\$ 0.00
Obligations to Pension or Profit-Sharing, and Other Similar Obligations (from Schedule F)	\$ 0.00
TOTAL	\$ 0.00

### State the following:

Average Income (from Schedule I, Line 16)	\$ 3,097.87
Average Expenses (from Schedule J, Line 18)	\$ 3,093.35
Current Monthly Income (from Form 22A Line 12; <b>OR</b> , Form 22B Line 11; <b>OR</b> , Form 22C Line 20)	\$ 4,466.63

#### **State the following:**

1. Total from Schedule D, "UNSECURED PORTION, IF ANY" column		\$ 288.30
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column.	\$ 0.00	
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column		\$ 0.00
4. Total from Schedule F		\$ 80,510.35
5. Total of non-priority unsecured debt (sum of 1, 3, and 4)		\$ 80,798.65

Case 09-27042	Doc 1	Filed 07/26/09	Entered 07/26/09 15:49:12	Desc Main	
SOA (Official Form OA) (12/07)		Document	Page 7 of 31		
N RE Villegas Jorge			Case No.		

Debtor(s)

#### **SCHEDULE A - REAL PROPERTY**

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a cotenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether the husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. See Schedule D. If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim."

If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

		OINT, IY	CURRENT VALUE OF	
DESCRIPTION AND LOCATION OF PROPERTY	NATURE OF DEBTOR'S INTEREST IN PROPERTY	HUSBAND, WIFE, JOINT, OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION	AMOUNT OF SECURED CLAIM
Debtor's homestead residence located at 1529 Azalea Circle,			150,000.00	143,803.43
Romeoville, Illinois			130,000.00	143,003.43
,				

© 1993-2009 EZ-Filing, Inc. [1-800-998-2424] - Forms Software Only

TOTAL | 150,000.00

(If known)

B6B (Official Form 6B) (12/07)
--------------------------------

Filed 07/26/09 Document

Entered 07/26/09 15:49:12 Desc Main Page 8 of 31

IN RE Villegas, Jorge

Debtor(s)

Doc 1

Case No.

#### SCHEDULE B - PERSONAL PROPERTY

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labeled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether the husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

Do not list interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." If the property is being held for a minor child, simply state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

	TYPE OF PROPERTY	N O N E	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT, OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
1.	Cash on hand.		Cash on hand		100.00
2.	Checking, savings or other financial accounts, certificates of deposit or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.	X			
3.	Security deposits with public utilities, telephone companies, landlords, and others.	X			
4.	Household goods and furnishings, include audio, video, and computer equipment.		Appliances, kitchen supplies and utensils, furniture, television, radio, 1/2 share with wife		1,000.00
5.	Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.	X			
6.	Wearing apparel.		Wearing apparel		400.00
7.	Furs and jewelry.	Х			
8.	Firearms and sports, photographic, and other hobby equipment.	Х			
9.	Interest in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.	X			
10.	Annuities. Itemize and name each issue.	Х			
11.	Interests in an education IRA as defined in 26 U.S.C. § 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. § 529(b)(1). Give particulars. (File separately the record(s) of any such interest(s). 11 U.S.C. § 521(c).)	X			
12.	Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Give particulars.	Х			
13.	Stock and interests in incorporated and unincorporated businesses. Itemize.	Х			
14.	Interests in partnerships or joint ventures. Itemize.	Х			

B6B (Official	Case	9 <del>2/07/</del> 7	042 Cont.

Doc 1 Filed 07/26/09 Entered 07/26/09 15:49:12 Desc Main

IN RE Villegas, Jorge

Document	Page 9 of 31
----------	--------------

Debtor(s)

\_ Case No. \_\_ (If known)

## **SCHEDULE B - PERSONAL PROPERTY** (Continuation Sheet)

	TYPE OF PROPERTY	N O N E	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT, OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
15.	Government and corporate bonds and other negotiable and non-negotiable instruments.	Х			
16.	Accounts receivable.	Х			
17.	Alimony, maintenance, support, and property settlements in which the debtor is or may be entitled. Give particulars.	Х			
18.	Other liquidated debts owed to debtor including tax refunds. Give particulars.	Х			
19.	Equitable or future interest, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.	Х			
20.	Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	Х			
21.	Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each.	Х			
22.	Patents, copyrights, and other intellectual property. Give particulars.	Х			
23.	Licenses, franchises, and other general intangibles. Give particulars.	X			
24.	Customer lists or other compilations containing personally identifiable information (as defined in 11 U.S.C. § 101(41A)) provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes.	X			
25.	Automobiles, trucks, trailers, and other vehicles and accessories.		2006 Pontiac Grand Prix		11,000.00
26.	Boats, motors, and accessories.	X			
27.	Aircraft and accessories.	X			
28.	Office equipment, furnishings, and supplies.	Х			
29.	Machinery, fixtures, equipment, and supplies used in business.	Х			
30.	Inventory.	X			
31.	Animals.	X			
32.	Crops - growing or harvested. Give particulars.	Х			

Case 09-27042 B6B (Official Form 6B) (12/07) - Cont.
---

Filed 07/26/09 Document

Page 10 of 31

Entered 07/26/09 15:49:12 Desc Main

IN RE Villegas, Jorge

Debtor(s)

\_ Case No. \_

## **SCHEDULE B - PERSONAL PROPERTY**

(Continuation Sheet)

TYPE OF PROPERTY	N O N E	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT, OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
33. Farming equipment and implements. 34. Farm supplies, chemicals, and feed. 35. Other personal property of any kind not already listed. Itemize.	XXXX		лн	
		то	TAL	12,500.00

Case 09-27042	

Document

Debtor(s)

Doc 1 Filed 07/26/09 Entered 07/26/09 15:49:12 Desc Main Page 11 of 31

IN RE Villegas, Jorge

\_ Case No. \_

<b>SCHEDULE C-</b>	<b>PROPERTY</b>	CLAIMED	AS EXEMPT
CHEDUEL	INOLLINI		

Debtor elects th	ne exemptions to	which debtor is	entitled under:
(Check one box)			

Check if debtor claims a homestead exemption that exceeds \$136,875.

11 U.S.C. § 522(b)(2) 11 U.S.C. § 522(b)(3)

SPECIFY LAW PROVIDING EACH EXEMPTION	VALUE OF CLAIMED EXEMPTION	CURRENT VALUE OF PROPERTY WITHOUT DEDUCTING EXEMPTIONS
735 ILCS 5 §12-901	6,196.57	150,000.00
735 ILCS 5 §12-1001(b)	100.00	100.00
735 ILCS 5 §12-1001(b)	1,000.00	1,000.00
735 ILCS 5 §12-1001(a)	400.00	400.00
	1,111,70	11,000.00
	735 ILCS 5 §12-901 735 ILCS 5 §12-1001(b)	735 ILCS 5 §12-901 6,196.57  735 ILCS 5 §12-1001(b) 100.00  735 ILCS 5 §12-1001(b) 1,000.00  735 ILCS 5 §12-1001(a) 400.00

Case 09-27042 B6D (Official Form 6D) (12/07)	Doc 1
---	-------

Filed 07/26/09 Document

Entered 07/26/09 15:49:12 Page 12 of 31

IN RE Villegas, Jorge

Debtor(s)

Case No. (If known)

#### SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

List creditors in alphabetical order to the extent practicable. If a minor child is the creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s)" on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim Without Deducting Value of Collateral" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion, if Any" on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

					_			
CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE AND ACCOUNT NUMBER. (See Instructions Above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
ACCOUNT NO. 000009901430871			2006 Pontiac Grand Prix				9,888.30	288.30
Harris N.A. P.O. Box 6201 Carol Stream, IL 60197-6201								
			VALUE \$ 9,600.00					
ACCOUNT NO. <b>3072527587</b>							143,803.43	
Washington Mutual P.O. Box 9001123 Lousiville, KY 40290-1123								
			VALUE \$ 150,000.00	1				
ACCOUNT NO.								
			VALUE \$					
ACCOUNT NO.								
			VALUE \$					
<b>0</b> continuation sheets attached			(Total of the	is p		e)	\$ 153,691.73	\$ 288.30
			(Use only on la		Tota page		\$ 153,691.73	\$ 288.30

(Report also on Schedules.)

(If applicable, report also on Statistical Summary of Certain Liabilities and Related

© 1993-2009 EZ-Filing, Inc. [1-800-998-2424] - Forms Software Only

0 continuation sheets attached

Document

Page 13 of 31

(If known)

IN RE Villegas, Jorge Case No. Debtor(s)

## SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Report the total of amounts not entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts not entitled to priority

an, or in 11
of the
ifying or the
or the
e, that
ernors (a)(9).
cohol,
1

REF (Official Case 09-27042	Doc 1	Filed 07/26/09	Entered 07/26/09 15:49:12	Desc Main
BOF (Official Form OF) (12/07)		Document	Page 14 of 31	

IN RE Villegas, Jorge

ntor(s)

Case No.

Debtor(s)

(If known)

#### SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured nonpriority claims to report on this Schedule F.

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER. (See Instructions Above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. <b>4246-3119-0824-4764</b>							
Card Member Service P.O. Box 15153 Wilmington, DE 19886-5153							9,625.76
ACCOUNT NO. <b>4266-8411-4911-8950</b>							
Card Member Service P.O. Box 15153 Wilmington, DE 19886-5153							3,448.45
ACCOUNT NO. <b>4266-8410-9577-4293</b>						$\dagger$	5,110110
Card Member Service P.O. Box 15153 Wilmington, DE 19886-5153							8,655.46
ACCOUNT NO. <b>00414830011337</b>						T	·
Chase P.O. Box 9001020 Louisville, KY 40290-1020							17,175.89
	1			Subi			
1 continuation sheets attached			(Total of th	-	-		38,905.56
			(Use only on last page of the completed Schedule F. Report the Summary of Schedules and, if applicable, on the St Summary of Certain Liabilities and Related	also atis	tica	n il	6

B6F (Official Form 6F) (12	<del>27</del> 7842
----------------------------	--------------------

Filed 07/26/09 Doc 1 Document

Page 15 of 31

Entered 07/26/09 15:49:12 Desc Main

IN RE Villegas, Jorge

Debtor(s)

\_ Case No.

#### SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS (Continuation Sheet)

		(	Continuation Sheet)				
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER. (See Instructions Above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. <b>5424-1804-7762-3919</b>							
Citi Cards PO Box 688901 Des Moines, IA 50368-8901							24,552.14
ACCOUNT NO. <b>5121-0797-2125-3059</b>							,
Sears Credit Cards P.O. Box 183082 Columbus, OH 43218-3082							17,052.65
ACCOUNT NO.				+			,002.00
ACCOUNT NO.							
ACCOUNT NO.				$\dagger$			
ACCOUNT NO.				$\dagger$			
ACCOUNT NO.				+			
Sheet no1 of1 continuation sheets attached	d to			Sub	otor	al	
Schedule of Creditors Holding Unsecured Nonpriority Clair			(Total of	thica	200	۵)	s 41 604 79

© 1993-2009 EZ-Filing, Inc. [1-800-998-2424] - Forms Software Only

Schedule of Creditors Holding Unsecured Nonpriority Claims

(Total of this page)

41,604.79

(Use only on last page of the completed Schedule F. Report also on the Summary of Schedules, and if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)

80,510.35

B6G (Official Form 6G) (12/07)	Doc 1	Filed 07/26/09	Entered 07/26/09 Page 16 of 31	15:49:12	Desc Main
IN RE Villegas, Jorge		Document	3	Case No.	
		Debtor(s)			(If known)

#### SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser," "Agent," etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases or contracts, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

NAME AND MAILING ADDRESS, INCLUDING ZIP CODE OF OTHER PARTIES TO LEASE OR CONTRACT	DESCRIPTION OF CONTRACT OR LEASE AND NATURE OF DEBTOR'S INTEREST STATE WHETHER LEASE IS FOR NONRESIDENTIAL REAL PROPERTY. STATE CONTRACT NUMBER OF ANY GOVERNMENT CONTRACT.

B6H (Official Form 6H) (12/07)	Doc 1	Filed 07/26/09	Entered 07/26/09 Page 17 of 31	15:49:12	Desc Main
IN RE Villegas, Jorge		Doddinent		Case No.	
		Debtor(s)			(If known)

#### **SCHEDULE H - CODEBTORS**

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by the debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight-year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Check this box if debtor has no codebtors.

NAME AND ADDRESS OF CODEBTOR	NAME AND ADDRESS OF CREDITOR

Doc 1 Filed 07/26/09 Document

Entered 07/26/09 15:49:12 Page 18 of 31

Desc Main

(Report also on Summary of Schedules and, if applicable, on

IN RE Villegas, Jorge

Debtor(s)

Case No.

#### SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child. The average monthly income calculated on this form may differ from the current monthly income calculated on From 22A, 22B, or 22C.

Debtor's Marital Status	DEPENDENTS OF DEBTOR AND SPOUSE				
Married	RELATIONSHIP(S): Wife Son	Wife			:
	Daughter			17 6	
EMPLOYMENT:	DEBTOR		SPOUSE		
Occupation Name of Employer How long employed  The Lod	ge				
Address of Employer 2815 Jor	rie Blvd bk, IL 60521				
	age or projected monthly income at time cas		DEBTO	OR	SPOUSE
<ol> <li>Current monthly gross wag</li> <li>Estimated monthly overtim</li> </ol>	es, salary, and commissions (prorate if not p	aid monthly)	\$ <b>4,466</b> . \$	.63 \$	
3. SUBTOTAL			\$ 4,466	.63 \$	
4. LESS PAYROLL DEDUC					
a. Payroll taxes and Social S	Security		\$664	<u>.33</u> \$	
<ul><li>b. Insurance</li><li>c. Union dues</li></ul>			\$		
	hedule Attached		\$ <b>704</b>	.43 \$	
u. Other (speeny)			\$	\$	
5. SUBTOTAL OF PAYRO	OLL DEDUCTIONS		\$ 1,368	.76 \$	
6. TOTAL NET MONTHLY			\$ 3,097		
7. Regular income from opera	ation of business or profession or farm (attac	h detailed statement)	\$	\$	
8. Income from real property	-		\$	\$	
9. Interest and dividends			\$	\$	
that of dependents listed above		the debtor's use or	\$	\$	
11. Social Security or other go			¢	¢	
(Specify)			- \$	\$	
	ome		\$	\$	
13. Other monthly income (Specify)			•	\$	
(Specify)			- \$	— \$ ——	
			\$	\$	
14. SUBTOTAL OF LINES	7 THROUGH 13		\$	\$	
15. AVERAGE MONTHLY INCOME (Add amounts shown on lines 6 and 14)			\$3,097	.87 \$	
<b>16. COMBINED AVERAG</b> if there is only one debtor rep	E MONTHLY INCOME: (Combine colum	nn totals from line 15;	; \$	3.097.8	 87

17. Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document: **None** 

Case 09-27042 Doc 1 Filed 07/26/09 Entered 07/26/09 15:49:12 Desc Main Document Page 19 of 31

IN RE Villegas, Jorge

Debtor(s)

\_\_\_\_\_ Case No. \_\_\_\_\_

## SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

**Continuation Sheet - Page 1 of 1** 

	DEBTOR	SPOUSE
Other Payroll Deductions:		
Dental 1 Petax	30.33	
Flexible Spend	32.50	
Hyatt HIth Pre	281.67	
Metlife Dep Lif	1.65	
Metlife Sup Lif	21.10	
401K	44.68	
401K Loan	292.50	

 $_{B6J (Official Form 6J) (1207)}$  Case 09-27042 Doc 1

Filed 07/26/09 Document

Entered 07/26/09 15:49:12 Page 20 of 31

Desc Main

IN RE Villegas, Jorge

© 1993-2009 EZ-Filing, Inc. [1-800-998-2424] - Forms Software

Debtor	S	١

Case No.

SCHEDULE J -	CURRENT	<b>EXPENDITURES</b>	OF INDIVIDUAL	DEBTOR(S)
ochebole j -	CUMBINE		OF INDIVIDUAL	

Complete this schedule by estimating the average or projected monthly expenses of the debtor and the debtor's family at time case filed. Prorate any payments made biweekly, quarterly, semi-annually, or annually to show monthly rate. The average monthly expenses calculated on this form may differ from the deductions from income allowed on Form22A or 22C. Check this box if a joint petition is filed and debtor's spouse maintains a separate household. Complete a separate schedule of expenditures labeled "Spouse." 1. Rent or home mortgage payment (include lot rented for mobile home) 1.605.74 a. Are real estate taxes included? Yes \_\_\_\_ No ✓ b. Is property insurance included? Yes \_\_\_\_ No \_ 2. Utilities: a. Electricity and heating fuel 150.00 b. Water and sewer 65.00 c. Telephone d. Other Cable & Internet 90.00 3. Home maintenance (repairs and upkeep) 4. Food 350.00 5. Clothing 40.00 6. Laundry and dry cleaning 7. Medical and dental expenses 30.00 8. Transportation (not including car payments) 225.00 9. Recreation, clubs and entertainment, newspapers, magazines, etc. 10. Charitable contributions 11. Insurance (not deducted from wages or included in home mortgage payments) a. Homeowner's or renter's b. Life c. Health d. Auto 70.00 e. Other Homeowner 140.00 12. Taxes (not deducted from wages or included in home mortgage payments) 13. Installment payments: (in chapter 11, 12 and 13 cases, do not list payments to be included in the plan) a. Auto 327.61 b. Other 14. Alimony, maintenance, and support paid to others 15. Payments for support of additional dependents not living at your home 16. Regular expenses from operation of business, profession, or farm (attach detailed statement) 17. Other 18. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data. 3,093.35

19. Describe any increase or decrease in expenditures anticipated to occur within the year following the filing of this document: **None** 

#### 20. STATEMENT OF MONTHLY NET INCOME

a. Average monthly income from Line 15 of Schedule I	\$ 3,097.87
b. Average monthly expenses from Line 18 above	\$ 3,093.35
c. Monthly net income (a. minus b.)	\$ 4.52

Document

Page 21 of 31

(If known)

IN RE Villegas, Jorge

© 1993-2009 EZ-Filing, Inc. [1-800-998-2424] - Forms Software Only

Debtor(s)

Case No.

#### DECLARATION CONCERNING DEBTOR'S SCHEDULES

#### DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of 16 sheets, and that they are true and correct to the best of my knowledge, information, and belief. Date: July 26, 2009 Signature: /s/ Jorge Villegas Debtor Jorge Villegas Date: Signature: (Joint Debtor, if any) [If joint case, both spouses must sign.] DECLARATION AND SIGNATURE OF NON-ATTORNEY BANKRUPTCY PETITION PREPARER (See 11 U.S.C. § 110) I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342 (b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required by that section. Printed or Typed Name and Title, if any, of Bankruptcy Petition Preparer Social Security No. (Required by 11 U.S.C. § 110.) If the bankruptcy petition preparer is not an individual, state the name, title (if any), address, and social security number of the officer, principal, responsible person, or partner who signs the document. Address Signature of Bankruptcy Petition Preparer Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document, unless the bankruptcy petition preparer is not an individual: If more than one person prepared this document, attach additional signed sheets conforming to the appropriate Official Form for each person. A bankruptcy petition preparer's failure to comply with the provision of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both. 11 U.S.C. § 110; 18 U.S.C. § 156. DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP (the president or other officer or an authorized agent of the corporation or a I, the member or an authorized agent of the partnership) of the (corporation or partnership) named as debtor in this case, declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of \_\_\_\_\_ sheets (total shown on summary page plus 1), and that they are true and correct to the best of my knowledge, information, and belief. Signature:

[An individual signing on behalf of a partnership or corporation must indicate position or relationship to debtor.]

Case 09-27042 Doc 1

**B8** (Official Form 8) (12/08)

© 1993-2009 EZ-Filing, Inc. [1-800-998-2424] - Forms Software Only

# Filed 07/26/09 Entered 07/26/09 15:49:12 Desc Main Document Page 22 of 31 United States Bankruptcy Court Northern District of Illinois

IN RE:		Case No.
Villegas, Jorge		Chapter 7
Debto		
CHAPTER 7 INDI	VIDUAL DEBTOR'S STATE	MENT OF INTENTION
<b>PART A</b> – Debts secured by property of the esestate. Attach additional pages if necessary.)	tate. (Part A must be fully completed	d for <b>EACH</b> debt which is secured by property of the
Property No. 1		
Creditor's Name: Washington Mutual		operty Securing Debt: nestead residence located at 1529 Azalea Circle
Property will be ( <i>check one</i> ):  ☐ Surrendered		
If retaining the property, I intend to (check at  ☐ Redeem the property ☑ Reaffirm the debt ☐ Other. Explain		(for example, avoid lien using 11 U.S.C. § 522(f)).
Property is (check one):  ✓ Claimed as exempt  Not claimed as of	exempt	
Property No. 2 (if necessary)		
Creditor's Name:	Describe Pro	operty Securing Debt:
Property will be (check one):  ☐ Surrendered ☐ Retained	,	
If retaining the property, I intend to (check at Redeem the property Reaffirm the debt Other. Explain	least one):	(for example, avoid lien using 11 U.S.C. § 522(f)).
Property is (check one):  Claimed as exempt Not claimed as of	exempt	
<b>PART B</b> – Personal property subject to unexpir additional pages if necessary.)	ed leases. (All three columns of Part	B must be completed for each unexpired lease. Attach
Property No. 1		
Lessor's Name:	Describe Leased Property:	Lease will be assumed pursuant to 11 U.S.C. § 365(p)(2):  ☐ Yes ☐ No
Property No. 2 (if necessary)	]	
Lessor's Name:	Describe Leased Property:  Lease will be assumed pursuant to 11 U.S.C. § 365(p)(2):  ☐ Yes ☐ No	
continuation sheets attached (if any)	1	
I declare under penalty of perjury that the appearsonal property subject to an unexpired le		any property of my estate securing a debt and/or
	/s/ Jorge Villegas Signature of Debtor	

Signature of Joint Debtor

Case 09-27042

#### Doc 1 F

Filed 07/26/09 Entered 07/26/09 15:49:12 Desc Main

Document Page 23 of 31

United States Bankruptcy Court
Northern District of Illinois

IN RE:		Case No
Villegas, Jorge		Chapter 7
	Debtor(s)	1

#### STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. To indicate payments, transfers and the like to minor children, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 - 25. **If the answer to an applicable question is "None," mark the box labeled "None."** If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

#### **DEFINITIONS**

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed full-time or part-time. An individual debtor also may be "in business" for the purpose of this form if the debtor engages in a trade, business, or other activity, other than as an employee, to supplement income from the debtor's primary employment.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101.

#### 1. Income from employment or operation of business

State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the **two years** immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT SOURCE

26,000.00 2009 Earnings approximately

41,000.00 2008 Income approximately

45,949.00 2007 Income

#### 2. Income other than from employment or operation of business

State the amount of income received by the debtor other than from employment, trade, profession, operation of the debtor's business during the **two years** immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 3. Payments to creditors

Complete a. or b., as appropriate, and c.

a. Individual or joint debtor(s) with primarily consumer debts: List all payments on loans, installment purchases of goods or services, and other debts to any creditor made within **90 days** immediately preceding the commencement of this case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$600. Indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

	Case 09-27042 Doc 1 Filed 07/26/09 Entered 07/26/09 15:49:12 Desc Main  Document Page 24 of 31				
None	b. Debtor whose debts are not primarily consumer debts: List each payment or other transfer to any creditor made within 90 days immediately preceding the commencement of the case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$5,475. If the debtor is an individual, indicate with an asterisk (*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments and other transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)				
None	c. All debtors: List all payments made within <b>one year</b> immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)				
I. Su	ts and administrative proceedings, executions, garnishments and attachments				
None	a. List all suits and administrative proceedings to which the debtor is or was a party within <b>one year</b> immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)				
None	b. Describe an property that has been attached, garmished of science and regards equitable process within the year miniediatery proceding				
5. Re	possessions, foreclosures and returns				
None	List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within <b>one year</b> immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)				
6. As	signments and receiverships				
None	a. Describe any assignment of property for the benefit of creditors made within <b>120 days</b> immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and joint petition is not filed.)				
None	b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within <b>one year</b> immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)				
7. Gif	its				
None	List all gifts or charitable contributions made within <b>one year</b> immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)				
3. Lo	sses				
None	List all losses from fire, theft, other casualty or gambling within <b>one year</b> immediately preceding the commencement of this case <b>or since the</b>				

commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 9. Payments related to debt counseling or bankruptcy

List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under bankruptcy law or preparation of a petition in bankruptcy within one year immediately preceding the commencement of this case.

NAME AND ADDRESS OF PAYEE Jay M. Reese 286 W. Fullerton Addison, IL 60101

DATE OF PAYMENT, NAME OF PAYOR IF OTHER THAN DEBTOR 071/17/2009

AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY 720.00

#### 10. Other transfers

a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within two years immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

b. List all property transferred by the debtor within ten years immediately preceding the commencement of this case to a self-settled trust or similar device of which the debtor is a beneficiary.

#### 11. Closed financial accounts

List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within one year immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 12. Safe deposit boxes

None List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 13. Setoffs

None List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within 90 days preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 14. Property held for another person

List all property owned by another person that the debtor holds or controls.



## 15. Prior address of debtor

If debtor has moved within three years immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

#### 16. Spouses and Former Spouses

If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within eight years immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

#### 17. Environmental Information

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law.

a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law.

b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

#### 18. Nature, location and name of business

None

a. *If the debtor is an individual*, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partner in a partnership, sole proprietor, or was self-employed in a trade, profession, or other activity either full- or part-time within **six years** immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within **six years** immediately preceding the commencement of this case.

If the debtor is a partnership, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within six years immediately preceding the commencement of this case.

If the debtor is a corporation, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within **six years** immediately preceding the commencement of this case.

None

b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

V

[If completed by an individual or individual and spouse]

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct.

Date: <b>July 26, 2009</b>	Signature /s/ Jorge Villegas	
	of Debtor	Jorge Villegas
Date:	Signature	
	of Joint Debtor	
	(if any)	
	<b>0</b> continuation pages attached	

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. § 152 and 3571.

Case 09-27042 Doc 1 Filed 07/26/09 Entered 07/26/09 15:49:12 Desc Main Document Page 27 of 31

Villegas, Jorge 1529 Azalea Circle Romeoville, IL 60446

Law Offices of Jay M. Reese 286 W. Fullerton Ave. Addison, IL 60101-3767

Card Member Service P.O. Box 15153 Wilmington, DE 19886-5153

Chase P.O. Box 9001020 Louisville, KY 40290-1020

Citi Cards PO Box 688901 Des Moines, IA 50368-8901

Harris N.A. P.O. Box 6201 Carol Stream, IL 60197-6201

Sears Credit Cards P.O. Box 183082 Columbus, OH 43218-3082

Washington Mutual P.O. Box 9001123 Lousiville, KY 40290-1123

# Case 09-27042 Doc 1 Filed 07/26/09 Entered 07/26/09 15:49:12 Desc Main Document Page 28 of 31 United States Bankruptcy Court Northern District of Illinois

IN RE:  Case No  Villegas, Jorge  Chapter 7		Case No
		Chapter 7
	Debtor(s)	• -
	VERIFICATION OF CREDIT	FOR MATRIX
		Number of Creditors
The above-named Debtor(s) here	eby verifies that the list of creditors is	true and correct to the best of my (our) knowledge.
Date: July 26, 2009	/s/ Jorge Villegas Debtor	
	Joint Debtor	

© 1993-2009 EZ-Filing, Inc. [1-800-998-2424] - Forms Software Only

# Case 09-27042 Doc 1 Filed 07/26/09 Entered 07/26/09 15:49:12 Desc Main Document Page 29 of 31 United States Bankruptcy Court Northern District of Illinois

IN	RE:		Case No		
Vil	legas, Jorge		Chapter <b>7</b>		
	Debtor(s)		•		
	DISCLOSURE OF C	OMPENSATION OF ATTORNEY	FOR DEBTOR		
1.	Pursuant to 11 U.S.C. § 329(a) and Bankruptcy Rule 2016 one year before the filing of the petition in bankruptcy, or of or in connection with the bankruptcy case is as follows:	agreed to be paid to me, for services rendered or to be			
	For legal services, I have agreed to accept		\$\$,000.00		
	Prior to the filing of this statement I have received $\ \ldots \ \ldots$		\$\$		
	Balance Due		\$\$579.00		
2.	The source of the compensation paid to me was: 🗹 Deb	otor Other (specify):			
3.	The source of compensation to be paid to me is: Deb	otor Other (specify):			
4.	I have not agreed to share the above-disclosed compensation with any other person unless they are members and associates of my law firm.				
		we-disclosed compensation with a person or persons who are not members or associates of my law firm. A copy of the agreement, es of the people sharing in the compensation, is attached.			
5.	In return for the above-disclosed fee, I have agreed to rend	closed fee, I have agreed to render legal service for all aspects of the bankruptcy case, including:			
	<ul> <li>b. Preparation and filing of any petition, schedules, state</li> <li>c. Representation of the debtor at the meeting of creditor</li> <li>d. Representation of the debtor in adversary proceedings</li> <li>e. [Other provisions as needed]</li> </ul>	ors and confirmation hearing, and any adjourned hearin	gs thereof;		
6.	By agreement with the debtor(s), the above disclosed fee of	loes not include the following services:			
		CERTIFICATION			
	certify that the foregoing is a complete statement of any agr roceeding.	eement or arrangement for payment to me for represen	tation of the debtor(s) in this bankruptcy		
_	July 26, 2009	/s/ Jay Reese			
	Date	Jay Reese 2301873 Law Offices of Jay M. Reese			

Addison, IL 60101-3767

law of fice of jmreese@sbcglobal.net

#### UNITED STATES BANKRUPTCY COURT

## NOTICE TO CONSUMER DEBTOR(S) UNDER § 342(b) OF THE BANKRUPTCY CODE

In accordance with § 342(b) of the Bankruptcy Code, this notice to individuals with primarily consumer debts: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case.

You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

Notices from the bankruptcy court are sent to the mailing address you list on your bankruptcy petition. In order to ensure that you receive information about events concerning your case, Bankruptcy Rule 4002 requires that you notify the court of any changes in your address. If you are filing a **joint case** (a single bankruptcy case for two individuals married to each other), and each spouse lists the same mailing address on the bankruptcy petition, you and your spouse will generally receive a single copy of each notice mailed from the bankruptcy court in a jointly-addressed envelope, unless you file a statement with the court requesting that each spouse receive a separate copy of all notices.

#### 1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days before the bankruptcy filing. The briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) and must be provided by a nonprofit budget and credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies. Each debtor in a joint case must complete the briefing.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses. Each debtor in a joint case must complete the course.

#### 2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

#### Chapter 7: Liquidation (\$245 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total fee \$299)

- 1. Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.
- 2. Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.
- 3. The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.
- 4. Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

© 1993-2009 EZ-Filing, Inc. [1-800-998-2424] - Forms Software Only

<u>Chapter 13</u>: Repayment of All or Part of the Debts of an Individual with Regular Income (\$235 filing fee, \$39 administrative fee: Total fee \$274)

B201 Page 2

1. Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.

- 2. Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.
- 3. After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

#### **Chapter 11:** Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

#### Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee: Total fee \$239)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

### 3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

**WARNING:** Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court.

#### Certificate of [Non-Attorney] Bankruptcy Petition Preparer

I, the [non-attorney] bankruptcy petition preparer signing the debtor's petition, hereby certify that I delivered to the debtor this notice required by § 342(b) of the Bankruptcy Code.

Address:	er	petition preparer is not an incompression of the Social Security number of principal, responsible person, the bankruptcy petition preparer.	lividual, state f the officer, or partner of rer.)
X		(Required by 11 U.S.C. § 110	).)
Signature of Bankruptcy Petition Preparer of officer, principal partner whose Social Security number is provided above.	al, responsible person, or		
Certifi I (We), the debtor(s), affirm that I (we) have received and rea	cate of the Debtor ad this notice.		
Villegas, Jorge	X /s/ Jorge Villega	ıs	7/26/2009
Printed Name(s) of Debtor(s)	Signature of Deb	tor	Date
Case No. (if known)	X		
	Signature of Join	t Debtor (if any)	Date